

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

112803
Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Atty. Dkt.: 3652-44
Date: November 28, 2003

03917 U.S. PTO
10/722542

112803
Barcode

Attached for filing is the patent application of:
Inventor: Murphy et al.

Entitled: MITOCHONDRIALLY TARGETED ANTIOXIDANTS

and including attachments as noted below:

Newly executed Declaration, Copy of Declaration from prior application, Abstract
 Please delete the following inventors in the continuation/division/continuation-in-part application:

Deleted persons:

33 pages of specification and claims (including 24 numbered claims), and
17 sheets of accompanying drawing/s.

Record the attached assignment to , , and return to the undersigned.
 Attached is a Power of Attorney.

Priority is hereby claimed under 35 U.S.C. § 119 based on the following foreign applications:

Application Number	Country	Day/Month/Year Filed
329255	New Zealand	25 November 1997
PCT/NZ98/00173		25 November 1998

, respectively, the entire content of which is hereby incorporated by reference in this application..
 Certified copy(ies) of foreign application(s) is/are attached.
 Certified copy(ies) filed on _____ in prior appln. no. _____ filed _____
 This application claims the benefit of Provisional Application No. _____, filed _____, the entire content of which is hereby incorporated by reference in this application.
 This application is a continuation/ division/ continuation-in-part of Application No. 10/272,914, filed October 18, 2002, which is a continuation of Application No. 09/968,838, filed October 3, 2001, which is a continuation of Application No. 09/577,877, filed May 25, 2001, the entire content of which is hereby incorporated by reference in this application.
 Petition filed in prior application to extend its life to insure co-pendency.
 The prior application is assigned to University of Otago, Dunedin, New Zealand.
 It is hereby requested that the Examiner consider the art cited in the parent application by applicant and/or the Examiner for the reasons stated therein. A listing of that art is attached.
 Applicant claims "small entity" status. "Small entity" statement attached.

Please enter the attached and/or below preliminary amendment prior to calculation of filing fee:

Also attached: Information Disclosure Statement; Non-Publication Request; Nucleotide and/or Amino Acid Sequence Submission; Statement deleting Inventor(s) named in prior application; Other:

FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY HEREWITH CANCELED

Basic Filing Fee	\$	770.00
Total effective claims 24 - 20 (at least 20) = 4 x \$ 18.00	\$	72.00
Independent claims 1 - 3 (at least 3) = 0 x \$ 86.00	\$	0.00
If any proper multiple dependent claims now added for first time, add \$290.00 (ignore improper)	\$	0.00
	SUBTOTAL	\$ 842.00
If "small entity," then enter half (1/2) of subtotal and subtract		-\$(0.00)
	SECOND SUBTOTAL	\$ 842.00
Assignment Recording Fee (\$40.00)		\$ 0.00
	TOTAL FEE ENCLOSED	\$ 842.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension.
The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140.
A duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.

By Atty: Leonard C. Mitchard, Reg. No. 29,009

Signature: 